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5 UNITED STATES DISTRICT COURT  
6 EASTERN DISTRICT OF WASHINGTON  
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8 CHRISTOPHER SEAN LAGERVALL, ) No. CV-09-5013-JPH  
9 Plaintiff, ) ORDER ADOPTING REPORT AND  
10 v. ) RECOMMENDATION  
11 GREG GARRINGER, et al., ) (Ct. Rec. 28)  
12 Defendants. )  
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14 BEFORE THE COURT is the Report and Recommendation to grant  
15 defendants' motion for summary judgment (Ct. Rec. 28).  
16 Defendant's moved for summary judgment on February 19, 2010 (Ct.  
17 Rec. 22). On the same date, plaintiff was sent a Notice to Pro Se  
18 Litigants of the Dismissal and/or Summary Judgment Rule  
19 Requirements (Ct. Rec. 26). Plaintiff has not filed a response to  
20 defendants' summary judgment motion. Plaintiff is pro se and  
21 defendants are represented by Assistant Attorney General Sara J.  
22 Olson. The magistrate judge's report and recommendation, filed on  
23 April 9, 2010 (Ct. Rec. 28), recommends defendants' summary motion  
24 be granted as to all defendants claims. The deadline has passed  
25 and no objections have been filed.

26 Having reviewed the Report and Recommendation and the files  
27 and records herein, and finding plaintiff has failed to answer or  
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ORDER ADOPTING REPORT  
AND RECOMMENDATION

1 object, the Court adopts the magistrate judge's report and  
2 recommendation in its entirety.

3 Accordingly, **IT IS HEREBY ORDERED** that the recommendation  
4 (Ct. Rec. 28) to grant defendants' **motion for summary judgment** is  
5 **ADOPTED in its entirety**. Defendants' motion for summary judgment  
6 (Ct. Rec. 22) is **GRANTED**.

7 Plaintiff's claims are dismissed.

8 **IT IS SO ORDERED.** The District Court Executive is directed  
9 to enter this Order and forward copies to the parties and the  
10 magistrate judge.

11 **DATED** this 26th day of April, 2010.

12  
13 s/Lonny R. Suko

14 LONNY R. SUKO  
15 Chief United States District Judge  
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